

22045

## UTILITY PATENT APPLICATION TRANSMITTAL

Address to: Mail Stop PATENT APPLICATION Commissioner for Patents U.S. Patent & Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket No.	PPI 0327 PUS1
	Inventor(s) or Appln. Identifier	William C. Young, Richard C. Darr, Dale H. Behm

1. This application entitled PLASTIC BLOW MOLDED FREESTANDING CONTAINER is:
- a.      A new application under 37 C.F.R. § 1.53(b).
- b.   X   A      continuation      divisional or      continuation-in-part application under 37 C.F.R. § 1.53(b) of prior application Serial No. 09/886,644, filed June 21, 2001, which is a CON of Serial No. 09/502,100, filed 02/10/2000, which is a CON of Serial No. 09/210,318, filed 12/11/98, now abandoned, which is a CON of Ser. No. 08/877,663, filed 06/18/97, now PAT 5,850,931, which is a CON of Ser. No. 08/631,034, filed 04/18/96, now PAT 5,685,446, which is a CON of Ser. No. 08/166,460, filed 12/14/93, now abandoned, which is a CON of Ser. No. 07/915,072, filed 07/16/92, now PAT 5,287,978, which is a CIP of Ser. No. 07/771,636, filed 10/04/91, now PAT 5,139,162, which is a CON of Ser. No. 07/614,220, filed 11/15/90, now PAT 5,064,080, all of which were filed under 37 C.F.R. § 1.53(b) under the title Plastic Blow Molded Container.
- c.      A new utility application which claims the benefit of provisional application Serial No.     , filed on     .

 22151 U.S. PTO  
 10/689360


Application elements and other attached papers:

2.   X   Specification (including Claims and Abstract) [Total Pages 17]
3.   X   Drawings (     informal /   X   formal) [Total Sheets   3  ]
4.   X   Oath or Declaration
- a.      Newly-executed
- b.   X   Copy from a prior application (37 C.F.R. § 1.63(d))
5.      Incorporation By Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

## CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this UTILITY PATENT APPLICATION TRANSMITTAL and the documents referred to as attached therein are being deposited on the below date with the United States Postal Service in an envelope as "Express Mail Post Office to Addressee" addressed to: Mail Stop Patent Application, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

 Express  
 Mail Label No. EV 185601709 US
Susan Shepherd  
 (Type or print name of person mailing paper)

 Date of Deposit: October 20, 2003
Susan Shepherd  
 (Signature of person mailing paper)

6. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).

a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

\_\_\_\_\_

\_\_\_\_\_

b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

7. Preliminary Amendment:

a. ☐ A Preliminary Amendment Under 37 C.F.R. § 1.115 is attached.

b. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee.

c. ☐ Please amend the specification by inserting before the first line the following sentence:

"This is a \_\_\_\_\_ continuation \_\_\_\_\_ divisional of copending application(s) serial number \_\_\_\_\_ / \_\_\_\_\_ filed on \_\_\_\_\_."

d. ☐ A Petition to Suspend Prosecution For The Time Necessary to File An Amendment (New Application Filed Concurrently) is attached.

8. Small entity status:

a. ☐ Applicant claims small entity status.

b. ☐ Small entity status was claimed in the prior nonprovisional application and such status is still proper and desired.

c. ☐ Is no longer desired.

9. Fee Calculation:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS (37 C.F.R. § 1.16(c))	9 -20 =	0	x 18.00	0
INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b))	1 -3 =	0	x 86.00	0
MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d))			290.00	-
BASIC FEE (37 C.F.R. § 1.16(a))				770.00
TOTAL OF ABOVE CALCULATIONS				770.00
REDUCTION BY 50% FOR FILING BY SMALL ENTITY (NOTE 37 C.F.R. §§ 1.9, 1.27, 1.28)				-
\$40.00 ASSIGNMENT RECORDAL FEE (if applicable)				-
TOTAL				770.00

10. ☒ A check in the amount of \$ 770.00 is enclosed.

11. X The Commissioner is hereby authorized to credit overpayments or charge the following fees (or any deficiency therein) to Deposit Account No. 02-3978 :
- a. X Fees required under 37 C.F.R. § 1.16.
- b. X Fees required under 37 C.F.R. § 1.17.
12. Maintenance of Copendency of Prior Application
- \_\_\_\_\_ A request for extension of time and the appropriate fee have been filed in the pending prior application (or are being filed in the prior application concurrently herewith) to extend the period for response until \_\_\_\_\_.
13. X An Information Disclosure Statement (IDS) is attached, along with the following indicated attachments thereto:
- a. X Form PTO/SB/08 ( Three (3) sheet(s))
- b. \_\_\_\_\_ Copies of references cited
14. \_\_\_\_\_ Certified copy of priority document(s) AND \_\_\_\_\_ English Translation Document (if applicable)
15. \_\_\_\_\_ Nonpublication Request Under 37 C.F.R. § 1.213(a)
16. \_\_\_\_\_ Request for Early Publication Under 37 C.F.R. § 1.219
17. X Return Receipt Postcard
18. \_\_\_\_\_ Other: \_\_\_\_\_
19. X An Assignment of the invention to Plastipak Packaging, Inc. having an address of 9135 General Court, P.O. Box 2500 C, Plymouth, Michigan 48170
- a. \_\_\_\_\_ is attached.
- b. X was recorded on July 16, 1992 at Reel 6197, Frame 765 & 766.
- c. X Applicant requests that the above assignee information be published with the application.
20. The power of attorney in the prior application is to:
- James A. Kushman 25,634  
Name of Attorney of Record Reg. No.
- X The power appears in the original papers in prior application Serial No. 08/166,460.
- \_\_\_\_\_ The power does not appear in the original papers, but was filed on \_\_\_\_\_.
- \_\_\_\_\_ A new power has been executed and is attached.

21. Correspondence Address: Please address all future communications to James A. Kushman of:

CUSTOMER NO.

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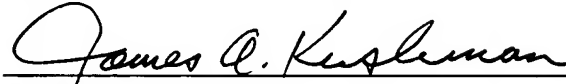
Telephone: 248-358-4400

Fax: 248-358-3351

Respectfully submitted,

WILLIAM C. YOUNG ET AL.

Date October 20, 2003



Name, James A. Kushman

Registration No.: 25,634

X  
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Attorney or agent of record

Filed under Rule 34(a)